

United States District Court

For the Northern District of California

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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

10 James Pittman,

11 Haig Ashikian,

13 Peter Keller,

14 William Gillis,

16 Aaron Walters,

17 Plaintiffs,

18 v.

19 Apple, Inc.,

20 Defendant.

12 / NO. C 08-05375 JW
13 NO. C 08-05810 PVT
14 NO. C 09-00121 RMW
15 NO. C 09-00122 JF
16 NO. C 09-00187 JF

**17 ORDER RELATING CASES; VACATING
18 CASE SCHEDULE; SETTING CASE
19 MANAGEMENT CONFERENCE FOR
20 ALL CASES**

21 Presently before the Court is a Motion for Administrative Relief to consider whether the
22 following cases should be related: Pittman v. Apple, Inc., Case No. C 08-05375 JW; Ashikian v.
23 Apple, Inc., Case No. C 08-05310 PVT; Keller v. Apple, Inc., Case No. 09-00121 RMW; Gillis v.
24 Apple, Inc., Case No. 09-00122 JF; and Walters v. Apple, Inc., Case No. 09-00187 JF.

25 Civil Local Rule 3-12(a) provides that an action is related to another when:

- 26 (1) The actions concern substantially the same parties, property, transaction or event; and
27 (2) It appears that there will be an unduly burdensome duplication of labor and expense
28 or conflicting results if the cases are conducted before different judges.

1 Upon review, the Court finds that the five above cases are related within the meaning of Rule
2 3-12(a). Accordingly, the Court orders the Clerk to relate the above cases to C 08-05375 JW.

3 In light of this finding, the Court VACATES pending calendar dates in all five cases. On
4 **March 9, 2009 at 10:00 a.m.**, all parties shall appear for a Case Management Conference. On or
5 before **February 27, 2009**, the parties shall file a Joint Case Management Statement in accordance
6 with Civil Local Rule 16-9. In the Joint Statement, the parties shall address the issue of whether
7 these five related cases should be consolidated and provide a proposed schedule to advance the
8 consolidated case.

9 All filings shall continue to be filed in each separate action until consolidation or further
10 order of the Court.

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12 Dated: January 23, 2009


JAMES WARE
United States District Judge

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United States District Court
For the Northern District of California

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

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10 **Dated: January 23, 2009**

11 **Richard W. Wiking, Clerk**

12 **By: /s/ JW Chambers**
13 **Elizabeth Garcia**
14 **Courtroom Deputy**

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